IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6406 of 2002

For Approval and Signature:

Hon'ble MR.JUSTICE B.J.SHETHNA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

BHIKHUBHAI RAHEMANBHAI TALAT

Versus

STATE OF GUJARAT

Appearance:

MR HD CHUDASAMA for Petitioner

MS SONAL VYAS, AGP for Respondent - State of Gujarat

CORAM : MR.JUSTICE B.J.SHETHNA

Date of decision: 24/07/2002

ORAL JUDGEMENT

1. Rule. Ms.Sonal Vyas, learned AGP waives service of notice of rule for the respondent - State.

2. Ms.Sonal Vyas, learned AGP for the respondent State of Gujarat, on instruction received from Shri D. P. Thakare, City Survey Superintendent - respondent No.3

states that there was a mistake in auctioning the land of the petitioner, for which a letter dated 22/07/2002 is already addressed by the City Survey Superintendent to the District Collector, Ahmedabad for reviewing his impugned order.

3. In view of the above, Mr.H.D.Chudasma, learned advocate for the petitioner does not press this petition at this stage. It is hoped and trusted that in view of the letter dated 22/07/2002 addressed by the City Survey Superintendent to the District Collector, he (Collector) shall correct his mistake and handover the possession of the land to the petitioner as early as possible and not later than 30th September, 2002.

4. With these observations, this petition is disposed of as withdrawn. Rule is made absolute to the aforesaid extent. Interim relief granted earlier stands vacated.

[B. J. SHETHNA,J.]

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